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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/725,629	12/01/2003	Pierre Beauparlant	9988-012-999	4706

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JONES DAY
222 EAST 41ST ST
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EXAMINER

BALASUBRAMANIAN, VENKATARAMAN

ART UNIT PAPER NUMBER

1624

DATE MAILED: 09/28/2006

Please find below and/or attached an Office communication concerning this application or proceeding.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT	PAPER
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20060925

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Commissioner for Patents

The timely submission under 37 CFR 1.129(a) filed on 3/28/2006 is not fully responsive to the prior Office action because the subject matter of the pending claims still includes non-elected subject matter in the definition A, B, D and E. As per paper dated 10/12/2005, Group VII was elected wherein A, B, D and E are CR₃, CR₄, CR₅, and CR₆ respectively. The scope of currently pending claims permits A, B, D and E to be nitrogen or a combination of nitrogen and CR₃, CR₄, CR₅, and CR₆. Deletion of non-elected subject matter is needed before allowance. Since the submission appears to be a *bona fide* attempt to provide a complete reply to the prior Office action, applicant is given a shortened statutory period of ONE MONTH or THIRTY DAYS from the mailing date of this letter, whichever is longer, to submit a complete reply. This shortened statutory period supersedes the time period set in the prior Office action. This time period may be extended pursuant to 37 CFR 1.136(a). If a notice of appeal and the fee set forth in 37 CFR 1.17(e) were filed prior to or with the payment of the fee set forth in 37 CFR 1.17(r), the payment of the fee set forth in 37 CFR 1.17(r) by applicant is construed as a request to dismiss the appeal and to continue prosecution under 37 CFR 1.129(a). The appeal stands dismissed.

Venkataraman Balasubramanian
Venkataraman
Balasubramanian 9/28/06
Primary Examiner
Art Unit: 1624